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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 09/929,227 | 08/13/2001 | Stephen F. Gass | SDT 304 | 8817 |
| 27630 | 7590 | 10/13/2006 | EXAMINER | |
| SD3, LLC 25977 S.W. Canyon Creek Road, Suite G WILSONVILLE, OR 97070 | | | ALIE, GHASSEM | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 3724 | |

DATE MAILED: 10/13/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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|---------------------------------|-------------|---|---------------------|
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09/929/227 08/13/2001 Stephen F. Gass SDT 304

EXAMINER

Ghassem Alie

| ART UNIT | PAPER |
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3724 20061004

DATE MAILED:

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Commissioner for Patents

See attached.

Information Disclosure Statement

1. It has been brought to the Examiner's attention that the Information Disclosure Statements (IDS) filled on September 6, 2004, December 9, 2004, December 19, 2004, and October 05, 2005 have not been considered by the Examiner. Accordingly, the Examiner has considered the above-mentioned Information Disclosure Statements (IDS). See attachment. The Information Disclosure Statements (IDS) filled on September 6, 2004, December 9, 2004, December 19, 2004, and October 05, 2005 are not sufficiently related to the claimed subject matter, and they cannot be used in a new ground of rejection. Therefore, the rejection of the claims over cited prior art is maintained, and the application has been forwarded to the Board of Patent Appeals and Interferences for decision on the appeal.

Conclusion

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ghassem Alie whose telephone number is (571) 272-4501.

The examiner can normally be reached on Mon-Fri 8:30 am - 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Boyer Ashley can be reached on (571) 272-4502. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information

about the PAIR system, SEE <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

GA/ga

October 4, 2006


KENNETH E. PETERSON
PRIMARY EXAMINER